

entitled an act concerning the amendments of judicial proceedings, passed at December session, eighteen hundred and thirty-three, chapter two hundred and seventy-six, be and the same is hereby repealed; *Provided*, that this law shall not be construed to affect any suit or action now pending, where the contract on which the said suit or action was founded, did not exist prior to the passage of the said second section; *And provided also*, that nothing in this act contained shall construed to affect any action now pending, where all the parties to the same cause of action have been sued separately.

Proviso.

#### CHAPTER 220.

AN ACT to invest the State's Share of the Surplus Revenue of the United States, and for other purposes.

SEC. 1. *Be it enacted, by the General Assembly of Maryland*, That of the money received, and to be received from the United States on account of this state's proportion of the surplus revenue of the United States, the sum of two hundred and seventy-four thousand four hundred and fifty-one dollars, shall be, and the same is hereby set apart, and appropriated for the purpose of defraying the interest on the public debt already created, and other expenses of the government.

\$274,451  
appropriated.

SEC. 2. *And be it enacted*, That the treasurer for the western shore, be, and he is hereby authorized and directed to deposite so much of the aforesaid sum of two hundred and seventy-four thousand, four hundred and fifty-one dollars, as shall remain after payment of the temporary loan of last year, which he shall forthwith discharge, and reserving so much more as he shall find necessary for the purposes of the treasury, on or before the first day of April next, in some bank or banks or other moneyed institutions, incorporated by authority of this state, in such sums and on such terms as he may deem most advantageous to the state; *Provided*, that such bank or banks, or other moneyed institution receiving the same or any part thereof, shall agree to pay to the state of Maryland an interest of at least five per cent. per annum on the money so deposited, and also to re-pay the same upon demand of the said treasurer.

Which is to  
be deposited

Conditions.

SEC. 3. *And be it enacted*, That the treasurer for the western shore shall be, and he is hereby authorized to withdraw the said sum of money so to be deposited, and the interest thereon, or such part or parts thereof, as from time to time may be necessary, and the same to apply to the payment of the interest on the public debt and current expenses of the government, and he shall be, and hereby is authorized with the advice and consent of the governor and council, whenever the safety of the fund may seem in danger, to withdraw the money so to be deposited or any part thereof and to deposite the same in such other bank

Treasurer  
authorized  
to apply the  
same.

Or remove  
deposits.